



Entered on Docket
July 16, 2010

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

WILDE & ASSOCIATES

Gregory L. Wilde, Esq.

Nevada Bar No. 004417

212 South Jones Boulevard

Las Vegas, Nevada 89107

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Deutsche Bank National Trust Company as Trustee under the Pooling and Servicing Agreement
dated as of January 1, 2007, GSAMP Trust 2007-FM1
09-78059

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

David O'Leary and Nita O'Leary

Debtors.

BK-S-09-16427-lbr

MS Motion No.

Date:

Time:

Chapter 13

ORDER RE ADEQUATE PROTECTION

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing
in the above-entitled Court, all appearances as noted on court record, and based upon all the
papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the
2 post-petition arrearages currently due as follows:

3 7 Monthly Payments(s) at \$2,849.46	\$19,946.22
(October 1, 2009 - July 1, 2010)	
4 9 Late Charge(s) at \$146.05	\$1,314.45
(October 1, 2009 - June 15, 2010)	
5 Motion for Relief Filing Fee	\$150.00
6 Attorneys Fees	\$750.00
Suspense Amount	(\$248.16)
7 Total	\$21,912.51

8
9 The total arrearage shall be paid in six monthly installments. Payments one
10 through five (1-5) in the amount of \$3,652.09 shall be in addition to the regular monthly payment
11 and shall be due on or before the 20th day of the month commencing with the July 20, 2010
12 payment and continuing throughout and concluding on or before November 20, 2010. The sixth
13 final payment in the amount of \$3,652.06 shall be paid on or before December 20, 2010.

14 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor
15 shall give Debtors at least five business days' notice of the time, place and date of sale.

16 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume
17 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,
18 beginning with the August 1, 2010 payment, on Secured Creditor's Trust obligation, encumbering
19 the subject Property, generally described as 4708 Compass Bow Lane , Las Vegas, NV 89130, and
20 legally described as follows:

21 PARCEL I:

22 LOT THREE (3) IN BLOCK TWO (2) OF RANCHO ALTA MIRA LOT 9 - # 2, AS
23 SHOWN BY MAP THEREOF IN FILE IN BOOK 49 OF PLATS, PAGE 42 IN THE
OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA.

24 PARCEL II:

25 A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS FRO AND
26 ENJOYMENT OF THE COMMON AREA ASSET FORTH IN THE MASTER
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTION RECORDED
MAY8, 1990 IN BOOK 900508 AS INSTRUMENT NO. 677, OFFICIAL RECORDS.

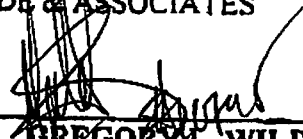
IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make
any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured
Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file

and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete possession thereof.

Submitted by:

WILDE & ASSOCIATES

By


GREGORY L. WILDE, ESQ.
 Attorneys for Secured Creditor
 212 South Jones Boulevard
 Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

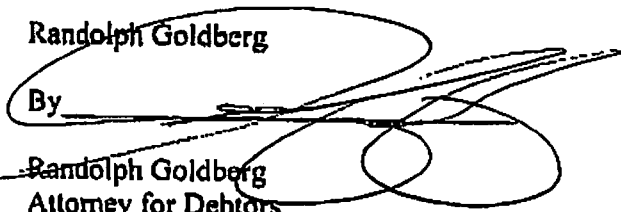
Kathleen A Leavitt

By


 Kathleen A Leavitt
 Chapter 13 Trustee
 201 Las Vegas Blvd., So. #200
 Las Vegas, NV 89101

Randolph Goldberg

By


 Randolph Goldberg
 Attorney for Debtors
 4000 S. Eastern Ave., #200
 Las Vegas, NV 89119

Nevada Bar No. 10972

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 ☐ The court waived the requirements of LR 9021.

3 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 ☐ No parties appeared or filed written objections, and the trustee is the movant.

5 ☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a
6 copy of this proposed order to all counsel who appeared at the hearing, and any trustee
7 appointed in this case, any unrepresented parties who appeared at the hearing, and each has
8 approved or disapproved the order, or failed to respond, as indicated below: .

9 Debtor's counsel:

10 ☒ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☐ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☒ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☐ failed to respond to the document

17 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all
18 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented
19 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to
20 respond, as indicated below.

21 Debtor's counsel:

22 ☐ approved the form of this order ☐ disapproved the form of this order

23 ☐ waived the right to review the order and/or ☐ failed to respond to the document

24 ☐ appeared at the hearing, waived the right to review the order

25 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

26 Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed
written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor